

PART B - FEE(S) TRANSMITTAL

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QUALCOMM Incorporated
 Patent Department
 5775 Morehouse Drive
 San Diego, CA 92121-1714

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Victoria J. Pauly-Mingeman	(Depositor's name)
	(Signature)
207/07/2010	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/832,397

04/10/2001

Noam A. Ziv

Pa190C1

8544

TITLE OF INVENTION:

APPL. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
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nonprovisional

NO

\$1510

\$300

\$1810

07/07/2010

EXAMINER	ART UNIT	CLASS-SUBCLASS
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1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/47) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47, Rev. 03-02 or more recently attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. Abdollah Katbab2. Michael J. DeHaemer3. Anthony Mauro

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

QUALCOMM Incorporated

San Diego, California

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
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4b. Payment of Fee(s).

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 17-0026 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ A. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☒ B. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant, a registered attorney or agent, or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature:

Typed or printed name: Michael J. DeHaemer

Date: 07/07/2010Registration No. 39164

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application forms to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 09/832,397 Confirmation No. 8544
Applicant : Noam Ziv
Filed : April 10, 2010
Art Unit : 2617
Examiner : Stephen Agosta
Docket No. : PA190C1
Customer No. : 23696

Commissioner for Patents
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COMMENTS ON STATEMENT OF REASON FOR ALLOWANCE

Sir:


Applicants submit the following comments in response to the statement for reasons for allowance accompanying the Notice of Allowability.

In paragraph 2 of the reasons for allowance, the examiner "notes that the applicant's Terminal Disclaimer acknowledges similar concepts being taught in commonly owned US Patent 6,292,662. Applicants respectfully submit that the Terminal Disclaimer contains no such acknowledgement.

The examiner further states "the '662 patent teaches at least the same or broader concepts" and provides a chart comparing claim 1 of the '662 patent with claim 39 of the present application. Without arguing whether the '662 patent teaches the concepts of the present application, Applicants respectfully submit that claim 39 of the present application is not strictly narrower than claim 1 of the '662 patent. For example, claim 1 requires converting vocoded data into tones, whereas claim 39 does not.

Respectfully submitted,

Dated: 7 July 2010
QUALCOMM Incorporated
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By: 
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